IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

WP(C).No. 15957 of 2007(Y)

PETITIONER:

MULANCHIPLACKAL UNNEENKUTTY,
S/O.KUNJUNNI, INDIANNOORE P.O.
KOTTAKKAL, MALAPPURAM DISTRICT.

BY ADV. SRI.P.K.MUHAMMED
SRI.S.VIJI

RESPONDENTS:

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1. SAIDALIKUTTY, S/O.ALAVIKUTTY,
MULANCHIPLACKAL, INDIANNOORE P.O.,
VIA, KOTTAKKAL, MALAPPURAM DISTRICT.

2. KUNHEEN, S/O.KADAVANDY USSANKUTTY,
INDIANNOORE P.O., MALAPPURAM DISTRICT.

3. UMARUL SHIHAB THANGAL,
S/O.P.M.S.A. POOKOYA THANGAL,
PUTHIYA KOLAPPANAKKAL, PANAKAD,
TIRUR TALUK, MALAPPURAM DISTRICT.

4. KERALA WAKF BOARD,
NEAR NEHRU INTERNATIONAL STADIUM,
KALOOR, KOCHI - 17,
REPRESENTED BY THE CHIEF EXECUTIVE OFFICER.

BY SRI. P.A. ABDUL JABBAR - SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 15957 OF 2007

DATED THIS THE 29th DAY OF MAY, 2007

JUDGMENT

The petitioner challenges Ext.P5 which is a notice issued by the Wakf Board directing the petitioner and others to be present for a hearing in respect of the matter covered by the notice. Admittedly, the petitioner has already filed his objections Exts.P8 and P9. No final orders have been passed by the 4th respondent. The petitioner's apprehension is that his contentions may not be considered by the 4th respondent. I do not find any material for such apprehension.

In the above circumstances, the remedy open to the petitioner is to present his contentions before the 4th respondent when the matter is heard and to challenge any orders that may be passed, if the same is adverse to him, before the Wakf Tribunal. Therefore, I do not find any merit in this writ petition and accordingly, the same is dismissed.

S. SIRI JAGAN, JUDGE

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